

REMARKS

This amendment is submitted almost upon receipt of the Final Office Action of September 8, 2005.

A telephone conference was held between Examiner Rodriguez and the undersigned in late August and early September, and the undersigned had submitted a proposed amended claim 1. In view of the time constraints, there was insufficient time for Examiner Rodriguez to consider the amended claim 1, and this Final Office Action was now issued.

The undersigned had had further discussions with Examiner Rodriguez on September 12, 2005 and now submits amended claim 1 which has already been discussed. Amended claim 1 recites that the relationship between the adjacent modules is substantially fixed so that the spiral pattern formed by the jewelry stones mounted on the outside of the individual modules and is substantially fixed when worn. This is to distinguish from a bracelet which could be formed on some elastic member and be twisted at will. It is understood that the relationship between the individual modules in this invention can be different for different bracelets or necklaces, but once set, the relationship is substantially fixed.

While it is possible that a bracelet formed of an elastic material could be twisted, and if that bracelet carried stones at the outer sides of the bracelet in its relaxed condition (which is not in the prior art), some pattern might form, but a relatively controlled pattern could not be formed because of the flexibility of the stringing mechanism which would allow the individual modules to shift in position so as to eliminate the desired substantially spiral appearance.


Claim 2 has been amended to reflect the amendment in claim 1, while claim 13 has been cancelled.

None of the prior art taken alone or in combination show, suggest or teaches the novel invention set forth in pending claim 1.

In view of the above action and comments, an early notice of allowance is earnestly solicited.

It is respectfully requested that Examiner Rodriguez telephone the undersigned to indicate her position on this newly amended claim 1 so that the client can be early notified of the protection accorded the invention.

Respectfully submitted,


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